| •                             |                                     |                         |  |  |  |
|-------------------------------|-------------------------------------|-------------------------|--|--|--|
| NOTICE OF APPEAL FROM THE EXA | Attorney Docket No.:                |                         |  |  |  |
| PATENT APPEALS AND INTERFERE  | HILLS1100                           |                         |  |  |  |
| 2005                          | In re Application of: Foster et al. |                         |  |  |  |
| MARK OF                       | Application No: 10/017,135          | Filed: December 7, 2001 |  |  |  |
|                               | For: SYNTHESIS OF SMALL PARTICLES   |                         |  |  |  |
|                               | Group Art Unit:                     | Examiner:               |  |  |  |
|                               | 1618                                | Simon J. Oh             |  |  |  |

Applicants hereby appeal to the Board of Appeals from the decision dated December 6, 2005 of the Examiner rejecting claims 1-24, and 27-29.

| 1.     | . X Appeal Fee (37 C.F.R. 1.17(b))  |      |                         |  |          |      |            |                      |            |  |  |
|--------|---|------|-------------------------|--|----------|------|------------|----------------------|------------|--|--|
|        | Other than small entity  X Small entity   |      |                         |  |          |      |            | \$500.00<br>\$250.00 |            |  |  |
|        |   |      |                         |  |          |      | -          |                      |            |  |  |
| 2.     | A petition and fee for an extension of time for reply to the rejection is attached. |      |                         |  |          |      |            |                      |            |  |  |
| ā) . × | Extension Fee (37 C.F.R. 1.17(a)  |      |                         |  |          |      |            |                      |            |  |  |
|        | 254_ ()<br>255\\bar{\bar{\bar{\bar{\bar{\bar{\bar                                   | Othe | Other than small entity |  |          |      |            |                      |            |  |  |
|        |   |      | \$120.00                |  | \$450.00 | N. 2 | \$1,020.00 |                      | \$1,590.00 |  |  |
|        |   | Sma  | Small entity            |  |          |      |            |                      |            |  |  |
| •      |   |      | \$60.00                 |  | \$225.00 | X    | \$510.00   | A                    | \$795.00   |  |  |

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Foster et al.

Application No.: 10/017,135 Filed: December 7, 2001

Page 2

3. X

Enclosed is a check in the total amount of \$760.00 (\$250.00 to file the Notice of Appeal and \$510.00 for the three-month Extension of Time fee). The Commissioner may charge any additional fees associated with the filing submitted herewith, or credit any overpayment, to Deposit Account No. <u>07-1896</u> referencing the above-identified attorney docket number.

Respectfully submitted,

**PATENT** 

Atty Docket No.: HILLS1100

Date: June 6, 2006

Lisa A. Haile, J.D., Ph.D. Registration No. 38,347

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